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Dkt. No. 96700/667

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Maureen J. Charron and Ellen B. Katz
Serial No. : 09/886,954
Filed : June 21, 2001
For : NOVEL GLUCOSE TRANSPORTER/SENSOR
PROTEIN AND USES THEREOF
Art Unit : 1636
Examiner : Sumesh Kaushal, Ph.D.

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Name: Alan D. Miller
Signature: [Signature]

COMMUNICATION IN RESPONSE TO OCTOBER 3, 2002 OFFICE ACTION AND INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)(3)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This Communication is submitted in response to the Office Action issued on October 3, 2002 in connection with the above-identified application. A response to the Office Action is due on November 3, 2002. Accordingly, this Communication is being timely filed.

Restriction Requirement

In the Office Action, the Examiner required restriction to one of the following seven Groups of inventions under 35 U.S.C. §121:

- I. Claims 1-3, 8-10, 11-13, 18-20 and 21-23, drawn to a method of diagnosis, assessing the efficacy of therapy and prognosis of a subject who has defect in cell proliferation by assaying GLUTx expression using an a nucleic acid probe;